



Attorney Docket No.: 10065.200-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Outrup et al. Confirmation No: 3473

Serial No.: 09/913,701 Group Art Unit: 1633

Filed: August 16, 2001 Examiner: To be assigned

For: Subtilase Enzymes

RESPONSE TO NOTICE TO FILE MISSING PARTS

RECEIVED

Box Sequence
Commissioner for Patents
Washington, DC 20231

DEC 16 2003

Technology Center 2100

Sir:

In response to the Notice to File Missing Parts dated October 23, 2001, Applicants enclose herewith the Combined Declaration and Power of Attorney signed and dated by Applicants for the above-captioned application and a certified copy of Danish application no. PA 2000 01232 filed August 21, 2000, priority of which is claimed under 35 U.S.C. 119.

The Notice also stated that the computer readable form of the Sequence Listing submitted on August 16, 2001 was damaged. Applicants therefore enclose another CRF. The content of the paper copy submitted on August 16, 2001 and of the enclosed computer readable form is the same. This submission contains no new matter.

The Examiner is hereby invited to contact the undersigned by telephone if there are any questions concerning this amendment or application.

Please charge the required fee, estimated to be \$130.00, to Novozymes North America, Inc., Deposit Account No. 50-1701. Please credit any overpayment to Deposit Account No. 50-1701. A duplicate of this sheet is enclosed.

Respectfully submitted,



Elias J. Lambiris, Reg. No. 33,728
Novozymes North America, Inc.
405 Lexington Avenue, Suite 6400
New York, NY 10174-6401
(212) 867-0123

Date: December 18, 2001

DEC 12 2003

#7

Attorney Docket No.: 10065.200-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Outtrup et al.

Confirmation No: 3473

Serial No.: 09/913,701

Group Art Unit: 1633

Filed: August 16, 2001

Examiner: To be assigned

For: Subtilase Enzymes

REQUEST FOR WITHDRAWAL OF ABANDONMENT **RECEIVED**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DEC 16 2003

Technology Center 2100

Sir:

A Notice of Abandonment dated December 4, 2003 was recently received on the above-identified application. The reason stated for abandonment was the alleged failure of Applicants to respond to the Notice to File Missing Parts mailed October 23, 2001. Applicants request that the Notice of Abandonment be withdrawn since a response to the Notice to File Missing Parts was in fact filed in a timely manner on December 18, 2001, and this response was received by the PTO. To support Applicants' position, Applicants enclose a copy of the Response to Notice to File Missing Parts (in duplicate) a copy of Notice to File Missing Parts, a copy of Executed Combined Declaration and Power of Attorney, a certificate of mailing and the date-stamped postcard indicating receipt of all these documents in the PTO mailroom.

Since the postcard plainly shows that the error lies with the PTO, Applicants respectfully request the withdrawal of the abandonment by the PTO without requiring Applicants to file a Petition to Revive.

Respectfully submitted,



Elias J. Lambiris, Reg. No. 33,728
Novozymes North America, Inc.
500 Fifth Avenue, Suite 1600
New York, NY 10110
(212) 840-0097

Date: December 9, 2003

BEST AVAILABLE COPY



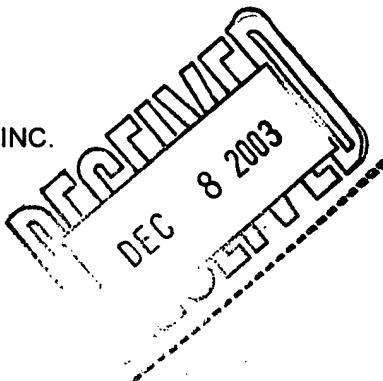
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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NUMBER | FILING OR 371(C) DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|--------------------|-----------------------|-----------------------|------------------------|
| 09/931,701 | 08/16/2001 | Helle Outtrup | 10065.200-US |

25908
NOVOZYMES NORTH AMERICA, INC.
500 FIFTH AVENUE
SUITE 1600
NEW YORK, NY 10110



CONFIRMATION NO. 3473
ABANDONMENT/TERMINATION
LETTER



OC000000011422834

Date Mailed: 12/04/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice of File Missing Parts (Notice) mailed on 10/23/2001.

RECEIVED

DEC 16 2003

- No reply was received.

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A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

D. Durham
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Attorney Docket No. 10065.200-US
Patent Application entitled: "Subtilase Enzymes"
Applicants: Outtrup et al.
USSN: To be assigned

The USPTO hereby acknowledges receipt of the following:
1. Certificate of Mailing

2. Response to Notice to File Missing Parts (in duplicate)

3. Copy of Notice to File Missing Parts & Notice to Comply with
Sequence Listing

4. Executed Combined Declaration and Power of Attorney

5. Certified copy of Priority Application

6. ~~Response to Notice to Comply with Sequence Listing~~

7. ~~Sequence Listing~~

8. Disk Containing Sequence Listing

ELam/KOPa
December 18, 2001

VIA First Class Mail

RECEIVED

DEC 16 2003

Technology Center 2100

Attorney Docket No. 10065.200-US
Patent Application entitled: "Subtilase Enzymes"
Applicants: Outtrup et al.
USSN: To be assigned

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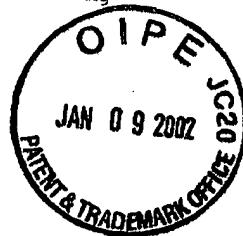
6. ~~Response to Notice to Comply with Sequence Listing~~

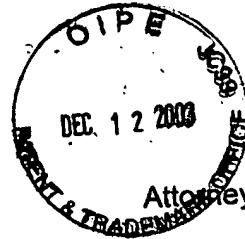
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8. Disk Containing Sequence Listing

ELam/KOPa
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Attorney Docket No.: 10065.200-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Outrup et al.

Confirmation No: 3473

Serial No.: 09/913,701

Group Art Unit: 1633

Filed: August 16, 2001

Examiner: To be assigned

For: Subtilase Enzymes

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

RECEIVED

DEC 16 2003

Commissioner for Patents
Washington, DC 20231

Technology Center 2100

Sir:

I hereby certify that the attached correspondence comprising:

1. Response to Notice to File Missing Parts (in duplicate)
2. Copy of Notice to File Missing Parts
3. Executed Combined Declaration and Power of Attorney
4. Certified copy of Priority Application
5. Disk Containing Sequence Listing

is being deposited with the United States Postal Service as first class mail in an envelope
addressed to:

Commissioner for Patents
Washington, DC 20231

on December 18, 2001.

Kelley O'Patry
(name of person mailing paper)

K.O.P.
(signature of person mailing paper)



Attorney Docket No.: 10065.200-US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Outrup et al.

Confirmation No: 3473

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For: Subtilase Enzymes

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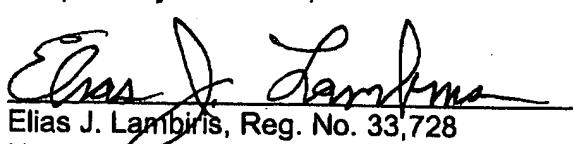
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Respectfully submitted,

Date: December 18, 2001


Elias J. Lambiris, Reg. No. 33,728
Novozymes North America, Inc.
405 Lexington Avenue, Suite 6400
New York, NY 10174-6401
(212) 867-0123



Attorney Docket No.: 10065.200-US

COMBINED DECLARATION FOR UTILITY PATENT APPLICATION
AND POWER OF ATTORNEY

PATENT

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DEC 16 2003

Technology Center 2100

As a below named Inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Subtilase Enzymes

(Title of the Invention)

the specification of which was filed on August 16, 2001 as United States Application Number To be assigned and was amended on (MM/DD/YYYY) _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by an amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international applications(s) for patent or inventor's certificate or of any PCT international applications(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate, or any PCT international application(s) having a filing date before that of the application(s) on which priority is claimed:

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Claimed |
|-------------------------------------|---------|----------------------------------|---|
| PA 2000 01232 | Denmark | August 21, 2000 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date |
|-----------------------|--------------------|
| 60/235,459 | September 26, 2000 |

Direct all correspondence to Customer Number 25908:



25908

I hereby appoint the practitioners at the above mentioned customer number as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| NAME OF SOLE OR FIRST INVENTOR | |
|--|--------------------------|
| Given Name (first and middle [if any]) | Helle |
| Family Name or Surname | Outrup |
| Inventor's Signature | <i>Helle Outrup</i> |
| Date | 12/9-2001 |
| Residence: City, State, Country | DK-3500 Værløse, Denmark |
| Citizenship | Danish |
| Mailing Address | Skovhaven 89 |
| City, State, Zip, Country | DK-3500 Værløse, Denmark |

| NAME OF SECOND INVENTOR | |
|--|---------------------------|
| Given Name (first and middle [if any]) | Poul Erik |
| Family Name or Surname | Pedersen |
| Inventor's Signature | <i>Poul Erik Pedersen</i> |
| Date | 12/9-2001 |
| Residence: City, State, Country | DK-2860 Søborg, Denmark |
| Citizenship | Danish |
| Mailing Address | Marienborg Alle 33 |
| City, State, Zip, Country | DK-2860 Søborg, Denmark |

| NAME OF THIRD INVENTOR | |
|--|--------------------------------|
| Given Name (first and middle [if any]) | Marianne Vind |
| Family Name or Surname | Sørensen |
| Inventor's Signature | <i>Marianne Vind</i> |
| Date | 12/9-2001 |
| Residence: City, State, Country | DK-4000 Roskilde, Denmark |
| Citizenship | Danish |
| Mailing Address | Gulddysseveænget 9 Gundsømagle |
| City, State, Zip, Country | DK-4000 Roskilde, Denmark |



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/931,701 | 08/16/2001 | Helle Outrup | 10065.200-US |

CONFIRMATION NO. 3473

25908

NOVOZYMES NORTH AMERICA, INC.
C/O NOVO NORDISK OF NORTH AMERICA, INC.
405 LEXINGTON AVENUE, SUITE 6400
NEW YORK, NY 10174

FORMALITIES LETTER



OC0000000008957254

Date Mailed: 10/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
RECEIVED

FILED UNDER 37 CFR 1.53(b)

DEC 16 2003

Filing Date Granted

Technology Center 2100

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov



Attorney Docket No.: 10065.200-US

1633
2143

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Outtrup et al. Confirmation No: 3473

Serial No.: 09/913,701 Group Art Unit: 1633

Filed: August 16, 2001 Examiner: To be assigned

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Technology Center 2100

Sir:

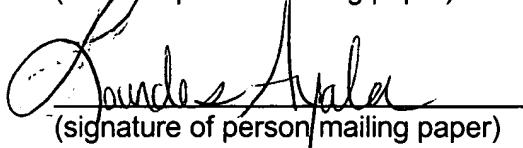
I hereby certify that the attached correspondence comprising:

1. Notice of Abandonment under 37 CFR 1.53 (f) OR (g)
2. Request for Withdrawal of Abandonment
3. copy of previously filed Response to Notice to File Missing Parts (in duplicate) a copy of Notice to File Missing Parts, a copy of Executed Combined Declaration and Power of Attorney, a copy of Certificate of Mailing.
4. copy of return postcard date-stamped by the USPTO Mailroom

is being deposited with the United States Postal Service as first class mail in an envelope addressed to the address indicated above on December 9, 2003.

Lourdes Ayala

(name of person mailing paper)



(signature of person mailing paper)

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